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NOV 15 2006

FACSIMILE COVER SHEET

DATE: NOVEMBER 15, 2006

NUMBER OF PAGES (INCLUDING
THIS TRANSMITTAL COVER SHEET): 5

OUR REFERENCE: 218811

FROM: BRUCE M. GAGALA/EKM
REGISTRATION NO. 28,844

TELEPHONE: (312) 616-5600

TO: UNITED STATES PATENT AND TRADEMARK OFFICE
COMMISSIONER FOR PATENTS
ALEXANDRIA, VA 22313

FACSIMILE NUMBER: (571) 273-8300

IN RE APPLN. OF: GOLDMAN ET AL.
U.S. PAT. APPLN. NO. 10/089,009
FILED: August 6, 2002
FOR: INTERLEUKIN-2 RECEPTOR ASSOCIATED
POLYPEPTIDES

GROUP ART UNIT: 1646
EXAMINER: DONG JIANG
ATTORNEY DOCKET: 218811

ATTACHED PLEASE FIND THE FOLLOWING DOCUMENTS:
NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES (2
PAGES)
DUPLICATE COPY (2 PAGES)

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Patent Application No. 10/089,009

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Applicant: Goldman et al.

NOV 15 2006

Filed: August 6, 2002

TC/AU: 1646

Examiner: Dong Jiang

Docket No.: 218811 (Client Reference No. E-025-1999/0-US-03)

Customer No.: 45733

Mail Stop AF
 Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

**NOTICE OF APPEAL FROM THE
 EXAMINER TO THE
 BOARD OF PATENT APPEALS AND INTERFERENCES**

Dear Sir:

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the decision of the Examiner mailed November 1, 2006, rejecting the following claims: 1, 3, 5, 9, 11-15 and 22-29.

1. Pre-Appeal Brief Request for Review

A "Pre-Appeal Brief Request for Review" is filed concurrently herewith or is not being filed.

2. Status of Applicants

This application is on behalf of other than a small entity or a small entity.

3. Fee for Filing Notice of Appeal

Pursuant to 37 CFR 41.20(b), the fee for filing the Notice of Appeal is for: other than a small entity or a small entity.

Notice of Appeal Fee due \$500.00

MAILING/TRANSMISSION CERTIFICATE UNDER 37 CFR 1.8 OR 1.10

I hereby certify that this document and all accompanying documents are, on the date indicated below, being deposited with the U.S. Postal Service using "Express Mail" service in an envelope addressed in the same manner indicated on this document with Express Mail Label Number deposited with the U.S. Postal Service with sufficient postage as first class mail in an envelope addressed in the same manner indicated on this document, or facsimile transmitted to the U.S. Patent and Trademark Office at fax number: 571-273-8300.

Name (Print/Type)	Bruce M. Gagala	Date	November 15, 2006
Signature			

11/16/2006 TL0111 00000044 121216 10089009

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Application No. 10/089,009

Notice of Appeal

NOV 15 2006

4. Extension of Time

- Applicants petition for a one-month extension of time under 37 CFR 1.136, the fee for which is \$120.00.
- An extension for one-month has already been secured and the fee paid therefore of \$120.00 is deducted from the total fee due for the total amounts of extension now requested.
- Applicants believe that no extension of time is required. However, this conditional petition is being made to provide for the possibility that applicants have inadvertently overlooked the need for a petition and fee for extension of time.

Extension fee due with this request: \$ 0.00**5. Total Fee Due**

The total fee due is:

Notice of Appeal Fee	\$ 500.00
Extension Fee (if any)	\$ 0.00

Total Fee Due: \$500.00**6. Fee Payment**

- Attached is a check in the sum of \$ Charge Account No. 12-1216 the sum of \$500.00. A duplicate of this transmittal is attached.

7. Fee Deficiency

- If any additional fee is required in connection with this communication, charge Account No. 12-1216. A duplicate of this transmittal is attached.

Respectfully submitted,



Bruce M. Gagala, Reg. No. 28,844
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Date: November 15, 2006

Appeal Notice (Revised 2006 06 26)